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3 PUBLIC UTILITIES COMMISSION OF OHIO

4 PUBLIC HEARING

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6 CASE NO: 14-1717-GA-BLN

7 ~ ~ ~ ~

8 Wednesday, April 8, 2015

9 Elyria, Ohio

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12 In the Matter of the Application of NRG

13 Ohio Pipeline Company, LLC, for approval of a

14 letter of notification for the Avon Lake Gas

15 Addition Project in Lorain County, Ohio.

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APPEARANCES

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3 Sarah Parrot, Hearing Officer.

4 Dylan Borchers, Esq. On Behalf of NRG

5 Thomas O'Brien, Esq. On Behalf of NRG

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1 HEARING OFFICER: All right.

2 Let's go on the record.

3 The Ohio Power Siting Board has
4 assigned for public hearing at this time
5 place, Case Number 14-1717-GA-BLN, which
6 is captioned: In the Matter of the
7 Application of NRG Ohio Pipeline
8 Company, LLC, for approval of a letter
9 of notification for the Avon Lake Gas
10 Addition Project in Lorain County, Ohio.

11 Good evening. My name is Sarah
12 Parrot. I am the administrative law
13 judge that's been assigned to hear this
14 case. I work in the Board's legal
15 department. I will be presiding at this
16 hearing this evening. In addition,
17 there are a number of board staff
18 members that are here this evening.
19 They're mostly out in the hallway here.
20 There's a table out there with some of
21 the Board's information. I believe
22 there's a list of frequently asked
23 questions about this project that's out
24 there. If you haven't seen that, you
25 might want to pick up a copy. But if

1 you do have questions, the Board staff
2 is available this evening.

3 At this time, I wish to get started
4 with appearances. We will start with
5 the company, NRG Ohio Pipeline.

6 MR. O'BRIEN: Thank you, Your
7 Honor. On behalf of NRG Ohio Pipeline,
8 Bricker and Eckler, LLP, by Thomas
9 O'Brien and Dylan Borchers, 100 South
10 Third Street, Columbus, Ohio, 43215.
11 Thank you.

12 HEARING OFFICER: Thank you,
13 Mr. O'Brien.

14 Is counsel present for Ohio Edison
15 Company, the Cleveland Electric
16 Illuminating Company, and American
17 Transmissions Systems, Incorporated?

18 Let the record reflect counsel for
19 First Energy is not present this
20 evening.

21 Is counsel for the Lorain County
22 Property Owners that have been granted
23 intervention in this proceeding present
24 this evening?

25 MALE AUDIENCE MEMBER: Yes.

1 HEARING OFFICER: Counsel?

2 MALE AUDIENCE MEMBER: Oh. Never
3 mind.

4 HEARING OFFICER: All right. Let
5 the record reflect that counsel for the
6 Lorain County property owners that have
7 been granted party status in this
8 proceeding is not present this evening.

9 The subject of today's hearing is a
10 letter of notification application filed
11 by NRG Ohio Pipeline Company for the
12 purpose of constructing the Avon Lake
13 Gas Addition Project, which consists of
14 a proposed natural gas pipeline,
15 metering station and regulating station
16 in Lorain County, Ohio.

17 NRG pipeline filed its letter of
18 notification application on December 19,
19 2014. I would also note that the Board
20 staff filed a report of investigation on
21 March 27th, 2015. This is a
22 recommendation of the Board staff and
23 does not necessarily reflect what the
24 Board's final determination in this case
25 will be.

1 The purpose of this evening's local
2 public hearing is to receive comments
3 regarding NRG's pipeline letter of
4 notification application from interested
5 persons in the local community who are
6 affected by the proposed project but who
7 are not party to the case.

8 Tonight's local public hearing is
9 not a question-and-answer session but is
10 rather an opportunity to let the Board
11 know what you think about the proposed
12 project. Tonight's local public hearing
13 is only one aspect of the process in
14 this case. An evidentiary hearing is
15 scheduled to commence on April 23rd,
16 2015 at the Board offices in Columbus.

17 The purpose of the evidentiary
18 hearing is for the parties: NRG
19 Pipeline, First Energy, and the property
20 owner interveners, as well as the Board
21 staff to provide testimony and other
22 evidence regarding the project.

23 Tonight's hearing is being
24 transcribed by a court reporter. If you
25 plan to testify, please speak clearly so

1 that the court reporter can accurately
2 reflect your comments on the record.
3 Also, if you have prepared a written
4 statement, it would be helpful if you
5 provide a copy to the court reporter.

6 When you arrived, you were offered
7 the opportunity to e sign up to
8 testify. After I finish with my
9 introduction, I will begin calling
10 witnesses forward that have signed the
11 sign-up sheet and ask you to come up to
12 the podium and face the court reporter.
13 Before you give your comments, I will
14 ask you to state your name and your
15 address. Before you present your
16 testimony, I will ask you to take an
17 oath or affirmation that what you're
18 about to say is the truth. Your
19 testimony will then be considered part
20 of the official record in this case, and
21 it will be reviewed by the Board before
22 a final decision is made on the
23 application.

24 Additionally, the parties to the
25 case and I will be permitted to ask you

1 questions about your statement. Should
2 you decide that you do not want to
3 testify when I call your name, you can
4 merely pass to the next witness. Also,
5 once you finished testifying, or if you
6 are just here to observe, you may leave
7 at any time you wish.

8 The Board appreciates your
9 participation in tonight's hearing, and
10 we want everyone who wishes to make a
11 statement to have the opportunity to do
12 so.

13 At this time, I will begin to call
14 witnesses forward, and I apologize in
15 advance if I mispronounce any names,
16 which I'm sure to do.

17 Our first witness this evening is
18 Michael Bertolone.

19 How did I do?

20 MR. BERTOLONE: You did it.

21 - - - - -

22 MICHAEL BERTOLONE,

23 After having been first duly sworn, as
24 hereinafter certified, was examined and testified
25 as follows:

1 HEARING OFFICER: Please state your
2 name and address.

3 MR. BERTOLONE: Michael Bertolone.
4 3515 Prospect Avenue, Cleveland, Ohio.

5 I am here to represent the
6 Operating Engineers Local 18. On behalf
7 of our 15,000 current and retired
8 members, I'm here to let the Board know
9 that the operating engineers are in full
10 support of the Avon Lake Gas Addition
11 Project.

12 This project will provide great
13 jobs for our members who install this
14 pipe and perform future integrity and
15 maintenance work on the pipeline.

16 This project will help fund our
17 members health and welfare, pension, and
18 our apprenticeship program training
19 book.

20 We have a commitment from NRG to
21 utilize our members on this project, and
22 this will ensure that the safest, most
23 qualified operators are utilized on the
24 project.

25 We urge the Board to take into

1 account the operating engineers and the
2 other trades that will also benefit from
3 this project when deciding to approve.
4 Thank you.

5 HEARING OFFICER: Thank you very
6 much.

7 Any questions from the company?

8 MR. O'BRIEN: No questions, Your
9 Honor.

10 HEARING OFFICER: Our next witness
11 is Paul Harvey.

12 At this point, I'm just going to
13 make a general announcement. There are
14 quite a few of you in the room that are
15 wearing blue T-shirts with NRG's logo.
16 In light of that, I do need to ask you,
17 if you're wearing one whether you are an
18 employee of NRG, and if so, what the
19 purpose of your testimony is. We may
20 need to -- and I see that. So please
21 answer the question, are you an employee
22 of NRG?

23 MR. HARVEY: Yes, I am an employee
24 of NRG.

25 HEARING OFFICER: In what capacity

1 are you testifying this evening?

2 MR.HARVEY: Well, I'm testifying
3 from the fact that I'm a new resident of
4 Ohio. I previously lived in New York,
5 and while I was there, I experienced the
6 blackout of 2003.

7 HEARING OFFICER: Well, let me cut
8 you off there. Are you testifying in
9 your official capacity as an employee of
10 the company this evening?

11 MR. HARVEY: No.

12 HEARING OFFICER: All right. So
13 you're testifying purely as a citizen of
14 the -- or an individual of the State of
15 Ohio?

16 MR.HARVEY: Who lives in Ohio in
17 Avon Lake.

18 HEARING OFFICER: All right. We'll
19 see how it goes from there. Please
20 state your name and address.

21 MR. HARVEY: My name is Paul
22 Harvey. I live at 264 Moore Road, Avon
23 Lake, Ohio.

24 Back in 2003 I lived and worked in
25 upstate New York, and we experienced

1 what we call a catastrophic blackout to
2 pretty much the entire northeastern
3 seaboard of the country and definitely
4 sections of the midwest. That was due
5 to many reasons, but they could not
6 stabilize the grid.

7 Avon Lake's generating station has
8 a very critical role to play in
9 stability of the grid and the supply of
10 electricity to the residence who receive
11 power from the station.

12 During that 2003, people don't
13 realize how important electricity is
14 until you don't have it. Simple things
15 such as pumping gas, can't do it.
16 People with relatives in the hospital on
17 electric-powered life-saving equipment,
18 their lives became at risk.

19 This power station stabilizes the
20 grid. No questions about it. No
21 doubt. When I look at Avon Lake -- I
22 live here in Ohio. I don't just look at
23 it as a gas line coming to the plant,
24 but something that's going to have an
25 effect on the quality of life in the

1 region. The importance of this plant in
2 terms of being able to go home and know
3 that the light will come on and stay on,
4 very important. It's an established
5 fact. That's all I have to say.

6 HEARING OFFICER: Thank you,
7 Mr. Harvey.

8 MR. O'BRIEN: Mr. Harvey, I just
9 have a quick question for you.

10 Could you clarify for the record
11 who your employer is?

12 MR. HARVEY: NRG.

13 MR. O'BRIEN: NRG?

14 MR. HARVEY: Avon Lake Generating
15 Station.

16 MR. O'BRIEN: Avon Lake Generating
17 Station. Thank you.

18 HEARING OFFICER: Thank you,
19 Mr. O'Brien.

20 Our next witness is the Honorable
21 Greg Zilka.

22 - - - - -

23 MAYOR GREG ZILKA,

24 After having been first duly sworn, as
25 hereinafter certified, was examined and testified

1 as follows:

2 HEARING OFFICER: Please state your
3 name and address.

4 MR. ZILKA: My name is Greg Zilka.
5 I'm the Mayor of the City of Avon Lake.
6 My residence is 375 Creekside Drive.
7 Obviously, Avon Lake, Ohio.

8 Madam Chair and Members of The Ohio
9 Power Siting Board, thank you for coming
10 to Lorain County to hear the testimony
11 of the people on the proposed NRG
12 Natural Gas Pipeline.

13 On February 29, 2012 GenOn Energy,
14 Incorporated announced that it would
15 close the coal-powered electrical
16 generating plant in April of 2015 due to
17 the rising costs associated with newly
18 established EPA regulations. The
19 overwhelming costs associated with
20 complying with the new Mercury and Air
21 Toxic Standards (MATS,) it was
22 determined, could not be recovered by
23 continuing to operate the plant, which
24 is an older coal-powered plant.

25 In March of 2012 I was contacted by

1 a staff member of the House of
2 Representatives Committee of the
3 Judiciary to come to Washington to
4 testify to a subcommittee about these
5 varying standards. In lieu of my going
6 there, I did ask our Environmental
7 Committee Chairman Rob James, who is our
8 environmental lawyer through that
9 instead. He also would testify several
10 months later at a U.S. Senate Committee
11 on the environment, again, a
12 subcommittee, testifying about the
13 economic impact of the plants closing.

14 The loss to the city of income tax
15 revenues and property tax due to the
16 closing of the plant by themselves may
17 seem high, which is approximately
18 \$580,000. But to repair -- to compare
19 that loss to the revenue with the
20 substantial loss of revenue of the local
21 government funds and the estate tax
22 totaling approximately one million
23 dollars creates a substantial burden on
24 the city's operating costs. Those are
25 the numbers that we calculated two years

1 ago. They pretty much hold.

2 Mr. Scott, the superintendent of
3 Avon Lake City Schools, I'm sure, will
4 tell you more, more harrowing story
5 about what the schools are facing.
6 We're proud of our schools. We're proud
7 of our city services. Both entities
8 bring a quality of life which we all
9 enjoy.

10 In July of 2012, NRG Energy,
11 Incorporated and GenOn announced that
12 they would combine the two companies,
13 and in December 2012 the merger was
14 completed with NRG as the successor
15 company.

16 In June of 2013, NRG announced it
17 was planning to keep the Avon Lake
18 facility open contingent upon the
19 ability to install an 18-mile long
20 natural gas pipeline from south of
21 Grafton, Ohio to the shores of Lake
22 Erie.

23 On March 9th of this year the Power
24 Siting Board met and scheduled a public
25 hearing on the construction of the

1 proposed pipeline, and that brings us
2 here this evening.

3 The power plant has been in
4 existence since 1920, and the region has
5 benefited not only from its electric
6 power, but also from the substantial tax
7 dollars which have funded our schools,
8 the quality services performed by the
9 City of Avon Lake, our public library,
10 our vocational school and community
11 college and other various county
12 programs that have met the needs of the
13 residence of Lorain County.

14 Industrial giants, such as Ford
15 Motor Company and BFG Goodrich chose
16 Avon Lake in the past in part, due to
17 the supply of electrical power. The
18 latter has evolved into three different
19 industrial entities, PolyOne with its
20 corporate headquarters in Avon Lake. A
21 branch of Lubrizol and Mexichem all on
22 the former B.F. Goodrich site. Other
23 smaller industrial firms have also
24 provided employment that have supported
25 the solid middle class in Northern Ohio,

1 including Lorain County. All can trace
2 their history back to the plentiful
3 electrical power on the shores of Lake
4 Erie. It is in the best interest of
5 Northern Ohio that the plant continue to
6 provide power to the grid so that we can
7 maintain what we have now and to grow,
8 also, in the future.

9 It's evident that without the
10 natural gas pipeline and the tax revenue
11 that it would be generated, city
12 services and academic programs would be
13 put in jeopardy. Some residents of our
14 community initially found comfort in the
15 prospect of the plant's closing. Cleaner
16 air and the use of the site for luxury
17 housing and shopping and upscale
18 restaurants would be very appealing to
19 some. But the alternative to the plant
20 staying open would be a large industrial
21 structure surrounded by a fence, as NRG
22 has no plans to tear it down and it
23 could sit idle for many years. Very few
24 tax dollars generated and a very large
25 facility in a condition that would be

1 much less appealing than what we see
2 right now will be the likely result.
3 Even if the plant were to be sold, the
4 prospect of clearing the site of
5 hazardous materials from almost 90 years
6 of use when it was common practice in
7 the past to dump waste chemicals onto
8 the ground and other unforeseen concerns
9 would be a huge challenge.

10 In closing, we have a constructive
11 dialogue with the representatives of
12 NRG. We have a common purpose, but we
13 have different masters. We have an
14 ongoing difference of opinion as to what
15 is the fair level of tax revenue to be
16 generated by the power plant and the
17 surrounding infrastructure. We
18 represent the residence of the city, and
19 they answer to their shareholders. We
20 are both committed to keeping the plant
21 open, and we will continue to work
22 toward a common goal, a natural gas
23 pipeline generating electricity using a
24 cleaner fuel that provides jobs and a
25 fair rate of taxes to allow for quality

1 city services and an excellent school
2 system to continue. We offer our full
3 support and cooperation in making the
4 pipeline a reality.

5 Madam Chair, thank you for this
6 opportunity to present our views and
7 concerns. Your decisions will affect or
8 future. Thank you.

9 HEARING OFFICER: Thank you, Mayor
10 Zilka.

11 Any questions from counsel?

12 MR. O'BRIEN: No questions, Your
13 Honor.

14 HEARING OFFICER: Thank you.

15 Our next witness is Councilman
16 Dan -- I apologize, Dan. Bucci?

17 MR. BUCCI: Perfect.

18 - - - - -

19 DAN BUCCI,

20 After having been first duly sworn, as
21 hereinafter certified, was examined and testified
22 as follows:

23 HEARING OFFICER: Please state you
24 name and address for the record.

25 MR. BUCCI: Thank you. Dan Bucci,

1 B-U-C-C-I. Address is 31904 Fieldstone
2 Circle, Avon Lake, Ohio 44012.

3 Madam Chair, thank you for holding
4 this hearing in Lorain County, and thank
5 you for the opportunity to appear this
6 evening.

7 My name is Dan Bucci, and I have
8 the honor of representing over 22,000
9 residence of Avon Lake as one of their
10 at-large members of City Council. I've
11 been on council for five years and chair
12 our Economic Development Committee, as
13 well as the Human Resources Committee.
14 I'm also the co-chair of the West End
15 Redevelopment Commission, which I will
16 tell you a little bit more about later
17 in my testimony.

18 Avon Lake, I'm biased, but it's a
19 beautiful town a little east of here on
20 the shores of Lake Erie. It's a very
21 friendly and welcoming place to raise a
22 family and eventually retire.

23 Madam Chair, you just heard from
24 our mayor, Greg Zilka, so I will not
25 belabor the points that he made, or the

1 points that representatives of the
2 school board will make. However, this
3 hearing is about the ever-important
4 issue of if and how and when the
5 proposed pipeline can be sited and
6 constructed; in other words, deciding
7 the fate of the Avon Lake plant. With
8 no pipeline, there is no plant.

9 Closing of the plant would
10 certainly have a negative impact on the
11 City of Avon Lake. First and foremost,
12 the city would be left with the ruins of
13 a century-old power plant. As I said, I
14 co-chair the West End Redevelopment
15 Commission as a group of elected
16 officials, but more importantly,
17 business owners and residents that are
18 working to revitalize the entire west
19 side of Avon Lake, including the general
20 vicinity of the plant. Our goals would
21 be considerably easier to accomplish if
22 we could work with a thriving
23 participant of the business community
24 rather than a vacant mass of steel. Of
25 course there would be the loss of jobs,

1 as well. Obviously, this reduces the
2 amount of tax revenue coming into the
3 City that pays for vital services, most
4 notably, our fire and EMS service relies
5 heavily on property taxes.

6 While we oppose NRG's continued
7 efforts to reduce its tax valuation, we
8 were well aware that a closure of the
9 plant would foster the steepest
10 reductions possible. But the plant
11 shuttering its doors also has a human
12 toll on the men and women that will be
13 out of a job. The stress and pain of
14 being out of work and worrying about how
15 one will provide for his or her family
16 has an immeasurably negative impact on
17 families, neighborhoods, and communities
18 in general.

19 The impact on the Avon Lake Schools
20 would be even more pronounced. Well
21 over 90 percent of our graduating
22 seniors go on to either a two- or a
23 four-year college or out to serve our
24 country in the military. The school
25 system is a major reason why people

1 choose to move or remain in Avon Lake.

2 It is everyone's best interest,
3 students, parents, and homeowners, to
4 maintain those high standards. Denying
5 this pipeline and causing the plant to
6 close would make this a near
7 impossibility.

8 Not too long ago, the residents of
9 Avon Lake very generously passed a major
10 tax levy -- major tax levy to make up
11 for the lost revenues from the power
12 plant. They simply cannot be asked to
13 give more.

14 In conclusion, Madam Chair, I want
15 to make it clear that Avon Lake City
16 Council is willing to work with you, the
17 Power Siting Board, and the Public
18 Utilities Commission, NRG, and the
19 surrounding communities to ensure this
20 pipeline is safely constructed in
21 accordance with all equipable laws and
22 regulations to everyone's benefit.
23 Thank you.

24 HEARING OFFICER: Any questions
25 Mr. O'Brien?

1 MR. O'BRIEN: No questions, Your
2 Honor.

3 HEARING OFFICER: Thank you very
4 much.

5 Our next witness is Adrian Peyton.

6 - - - - -

7 ADRIAN PEYTON,

8 After having been first duly sworn, as
9 hereinafter certified, was examined and testified
10 as follows:

11 HEARING OFFICER: Please state your
12 name and address.

13 MR. PEYTON: My name is Adrian
14 Peyton. I live at 932 Fairwood
15 Boulevard, Elyria, Ohio.

16 I'd like to take this opportunity
17 to speak on behalf of the President of
18 Local 270, myself as chairman of Local
19 270, Avon Division, as well as the
20 general membership of the workers of the
21 plant. We represent the union craft,
22 the workers of the Avon Lake Power
23 Plant, and I am speaking today in
24 support of the proposed energy pipeline
25 at the Avon Lake Plant.

1 For years the public has asked for
2 clean power, cleaner air. This pipeline
3 will allow the plant to remain open and
4 be fueled by natural gas to meet new
5 environmental regulations. This means
6 continued well-paying jobs for our union
7 members, as well as tax support for the
8 local economy of Lorain County. Our
9 other union brothers and sisters at
10 other area plants, at Lake Shore, East
11 Lake, Ashtabula are not being afforded
12 this opportunity. Those plants will no
13 longer be generating on coal. They're
14 not given the chance as we have been
15 given to run on gas. So in this
16 environment where other plants are being
17 shut down, we appreciate NRG Energy's
18 work to keep our plant open. And I
19 would request that the Ohio Power Siting
20 Board grant a quick approval of the NRG
21 Ohio Pipeline Application.

22 HEARING OFFICER: Any questions?

23 MR. O'BRIEN: No questions, Your
24 Honor.

25 HEARING OFFICER: Thank you,

1 Mr. Peyton.

2 Our next witness is Mike Sweeney.

3 - - - - -

4 MIKE SWEENEY,

5 After having been first duly sworn, as
6 hereinafter certified, was examined and testified
7 as follows:

8 HEARING OFFICER: Please state you
9 name and address.

10 MR. SWEENEY: Mike Sweeney, 572
11 Bridgeside Drive, Avon Lake, Ohio.

12 There appears to be a war on coal
13 in this country, and while other forms
14 of electrical generation may have
15 environmental benefits, they're not
16 viable to best opportunities at the
17 present time. And I'm concerned as we
18 keep shutting down all these power
19 plants how we're going to maintain the
20 grid. It's one thing to talk about
21 improvement, but you have to have an
22 alternate solutions.

23 I strongly urge that this power
24 plant be kept open so that it be part of
25 the grid, especially converting to a

1 more beneficial, cleaner-burning power
2 source. Thank you.

3 HEARING OFFICER: Any questions?

4 MR. O'BRIEN: Yes, Your Honor.

5 Mr. Sweeney, I just want to clarify
6 for the record, you don't work for NRG
7 Ohio Pipeline, do you?

8 MR. SWEENEY: No.

9 MR. O'BRIEN: Thank you.

10 HEARING OFFICER: Thank you,
11 Mr. O'Brien.

12 Our next witness is Susan Poole.

13 All right, Miss Poole, you know
14 what question I'm going to ask you. Who
15 is your employer?

16 MS. POOLE: It is not NRG.

17 HEARING OFFICER: Okay. Is it the
18 generating station?

19 MS. POOLE: No.

20 HEARING OFFICER: Okay.

21 - - - - -

22 SUSAN POOLE,

23 After having been first duly sworn, as
24 hereinafter certified, was examined and testified
25 as follows:

1 HEARING OFFICER: All right.

2 Please state your name and address.

3 MS. POOLE: My name is Susan Poole,
4 and I live at 415 Crestwood Drive in
5 Avon Lake.

6 I am the director of a local
7 organization in Avon Lake called
8 Community Resource Services. Our agency
9 provides basic needs assistance to
10 low-income households living in the
11 communities of Avon and Avon Lake.

12 I am here to say a few words about
13 what an outstanding corporate citizen
14 that NRG is, as I've seen firsthand how
15 concerned they are about the community
16 around them.

17 First, they responded to our
18 requests in a variety of the ways. For
19 starters, they've been the primary
20 corporate sponsor for our major fund
21 raiser each year. But they also host
22 food drives throughout the year to help
23 keep our pantries stocked throughout the
24 year. And they send employee volunteers
25 to our office whenever we give them a

1 call and say we're shorthanded, we need
2 some help. They send people over and
3 they help us stock the shelves and sort
4 through cans.

5 Holiday times they're more than
6 willing to help our clients by having a
7 giving tree in their office so that we
8 can provide gifts to needy families.

9 I also see NRG as a very proactive
10 corporation in terms of how much they
11 care about their community as well. For
12 instance, back in 2012 when there was a
13 major storm, they gave us a call and
14 said, how can we help people in our
15 local community that might be suffering
16 from the effects of this storm. That
17 also came with a very nice support and
18 some manpower to help us do some things,
19 too.

20 So as a private, non-profit
21 organization, we really couldn't do any
22 of what we do without generous
23 corporations in our community, like
24 NRG. We're very lucky to have them in
25 our community and to have them support

1 our mission and to understand what we
2 do.

3 The hundreds of low-income families
4 that we serve each year at CRS have
5 truly benefited from the support that
6 we've received from NRG, and we're very
7 grateful. Thank you.

8 HEARING OFFICER: Any questions?

9 MR. O'BRIEN: No questions, Your
10 Honor.

11 HEARING OFFICER: Thank you, Miss
12 Poole.

13 All right. Our next witness is
14 Michelle Seary?

15 MS. SEARCY: Searcy.

16 HEARING OFFICER: Searcy. Got it.

17 Are you an employee of the pipeline
18 or the generating station?

19 MS. SEARCY: The generating
20 station.

21 HEARING OFFICER: The generating
22 station.

23 - - - - -

24 MICHELLE SEARCY,

25 After having been first duly sworn, as

1 hereinafter certified, was examined and testified
2 as follows:

3 HEARING OFFICER: Please state your
4 name and address.

5 MS. SEARCY: My name is Michelle
6 Searcy. My address is 325 Main Street,
7 I live in Luckey, Ohio.

8 HEARING OFFICER: Miss Searcy, I'm
9 sorry. Before you start, are you
10 testifying in an official capacity as an
11 employee of the generating station this
12 evening or as a personal -- you have a
13 personal interest in the project?

14 MS. SEARCY: It's more personal
15 interest in the project.

16 HEARING OFFICER: Okay. Then
17 please proceed.

18 MS. SEARCY: I've been employed at
19 the generating station for about a year
20 and a half. I have to say, Avon Lake is
21 an awesome community. I actually drive
22 90 miles each way to come to work. I
23 have a ten-year old son. And I know
24 that the plant has been around since
25 1926. I can't imagine it being closed.

1 And I know that they've supported the
2 schools. And I really think that that's
3 what's important for our young people,
4 as well. But that's really what I
5 wanted to say. Thank you.

6 HEARING OFFICER: Questions
7 Mr. O'Brien?

8 MR. O'BRIEN: No questions, Your
9 Honor.

10 HEARING OFFICER: Thank you, Miss
11 Searcy.

12 Our next witness is Scott Cameron.
13 All right. Let's go ahead and swear you
14 in first.

15 - - - - -

16 SCOTT CAMERON,

17 After having been first duly sworn, as
18 hereinafter certified, was examined and testified
19 as follows:

20 HEARING OFFICER: And Mr. Cameron,
21 before we start, are you an employee of
22 the generating station or pipeline,
23 either one?

24 MR. CAMERON: Generating station.

25 HEARING OFFICER: The generating

1 station. Are you testify in an official
2 capacity?

3 MR. CAMERON: No.

4 HEARING OFFICER: The company
5 hasn't asked you to testify?

6 MR. CAMERON: No.

7 HEARING OFFICER: Please state your
8 name and address.

9 MR. CAMERON: My name is Scott
10 Cameron. I live at 9604 State Route 60,
11 Wakeman, Ohio.

12 I don't have a lot to say. I've
13 been an employee of the plant for 25
14 years. It's helped -- the earnings I've
15 made there put two of my kids through
16 college and, you know, it's been a great
17 place to work. And it's -- you know,
18 the plant's been there 90 years. It's
19 supported a lot of the community. It's
20 provided, you know, income for a lot of
21 people over the years. And it would
22 sure be a shame to see it close down
23 when there is a cleaner fuel out there
24 that's available to run the plant. So
25 I'd just like to ask the Board to, you

1 know, really consider passing this.

2 HEARING OFFICER: Thank you.

3 Any questions?

4 MR. O'BRIEN: No questions, Your
5 Honor.

6 HEARING OFFICER: Thank you,
7 Mr. Cameron.

8 All right. Our next witness is
9 the Honorable Terry Boose.

10 - - - - -

11 TERRY BOOSE,

12 After having been first duly sworn, as
13 hereinafter certified, was examined and testified
14 as follows:

15 HEARING OFFICER: Please state your
16 name and address.

17 MR. BOOSE: Terry Boose. 5054
18 State Route 601, Norwalk, Ohio.

19 Thank you very much for being here
20 tonight. I really appreciate you coming
21 to Lorain County.

22 To the members of the Ohio Power
23 Siting Board and the people of Lorain
24 County, my name is Terry Boose. And I
25 represent the southern townships of

1 Lorain County, as well as parts of North
2 Ridgeville and all of Avon. I speak to
3 you today to voice my support for the
4 proposed NRG Pipeline for the Avon Lake
5 Power Plant.

6 First, the proposed route of the
7 pipeline has been crafted with careful
8 consideration. No portion of the
9 pipeline would significantly alter
10 existing land use, as the pipeline has
11 already been routed per landowner
12 negotiations.

13 A portion of the pipeline would
14 travel through existing utility
15 corridors, meaning the project is
16 designed to avoid high population and
17 traffic locations. The pipeline would
18 not break up any parts of wetlands,
19 ensuring a minimal impact on wildlife.

20 Next, the benefits of building the
21 pipeline are important to the economic
22 health of the region. The construction
23 of the pipeline would ensure that Avon
24 Lake Power Plant can remain open and
25 make the transition from coal power to

1 more environmentally friendly gas
2 power. This move would not only
3 maintain good paying jobs and a reliable
4 tax base for the City of Avon Lake, but
5 would help contribute to the existing
6 power grid diversity in our region,
7 ensuring that we do not have to rely on
8 distance sources of power.

9 Finally, it should be noted that
10 NRG has gone above and beyond the
11 qualifications mandated when planning
12 the construction of the pipeline.
13 Besides sending letters of notification
14 to local governments and public
15 libraries, NRG hosted two public
16 hearings and made themselves available
17 to interested parties to field questions
18 and alleviate concerns. Their pipeline
19 construction would follow all federal
20 and state safety guidelines and would
21 use state-of-the-art materials to
22 maximize reliability.

23 In conclusion, the NRG pipeline
24 project can be an economic boom to Avon
25 Lake and the surrounding region. NRG

1 has worked diligently to mitigate any
2 potential long-term costs the project
3 may cause. The jobs created by
4 construction and maintained by
5 continuing operations at the Avon Lake
6 Power Plant are a much better
7 alternative to a dormant plant and no
8 jobs at all. I urge the favorable
9 support of the pipeline project from the
10 Board and the public.

11 HEARING OFFICER: Thank you. Any
12 questions?

13 MR. O'BRIEN: No questions, Your
14 Honor.

15 HEARING OFFICER: All right. Thank
16 you very much, Representative Boose.

17 All right. I think I'm going to
18 mispronounce the next one. James
19 McManameo.

20 - - - - -

21 JAMES McMANAMON

22 After having been first duly sworn, as
23 hereinafter certified, was examined and testified
24 as follows:

25 HEARING OFFICER: And I'm going to

1 ask, are you an employee of either the
2 generating station or the pipeline?

3 MR. McMANAMON: No, I'm not. I'm
4 the Business Manager of the Cleveland
5 Boilermakers.

6 HEARING OFFICER: Very good.
7 Please state your name and address.

8 MR. McMANAMON: I'm James
9 McManamed, 1435 East 13th Street.

10 HEARING OFFICER: Please proceed.

11 MR. McMANAMON: Okay. Good
12 evening. My name is James McManamon. I
13 am the business manager, secretary
14 /treasurer of Boilermakers Local 744.
15 We cover 17 counties in Ohio, four in
16 Pennsylvania, and Lorain County. I
17 began my career 37 years ago and have
18 personally worked at Avon doing clean
19 air work and boiler work.

20 My local was chartered on November 8,
21 1920 in Cleveland, Ohio, and their
22 members are vital to the heavy
23 industry.

24 The Boilermaker trade consists of
25 highly-skilled craftsmen and women, who

1 specialize in new construction and
2 maintenance of industrial plants such as
3 the Avon Lake Power Plant.

4 Boilermakers are thoroughly trained
5 in special skills such as TIG/MIG
6 welding, oxyacetylene burning, arc
7 gouging, plasma arc cutting, tank
8 erection, fitting, blueprint reading,
9 and other relating aptitudes. Members
10 of Local 744 arrive on the job site with
11 OSHA safety training, drug tested, and
12 ready to meet the needs of the
13 construction industry's owners and
14 contractors. Our goal is to provide
15 highly-skilled workers that help ensure
16 projects are completed on time and on or
17 under budge.

18 Additionally, I serve as a trustee
19 for the Cleveland Building Trades
20 Council which has over 10,000 members
21 that live and work in this region.

22 Finally, my local belongs to the
23 Affiliated Construction Trades Ohio
24 Foundation, ACT Ohio, which structurally
25 has 14 regional council and 137 local

1 affiliates in total.

2 ACT Ohio is proud to represent more
3 than 90,000 building tradesmen and women
4 across the State of Ohio. ACT Ohio was
5 create to facilitate economic and
6 industrial development, promote
7 industries best practices for Ohio's
8 public and private construction.

9 On behalf of these organizations, I
10 am here with my members this evening in
11 support of the proposed pipeline
12 submitted to the Ohio Power Siting Board
13 by NRG Ohio Pipeline. This is an
14 important project for the region and the
15 state, and will certainly benefit my
16 members and their families. By enabling
17 the Avon Lake Power Plant to stay on
18 line, this project will allow the
19 facility to remain a viable economic
20 benefit to this community for years to
21 come.

22 Since the inception of the Clean
23 Air Act of 1970, the amendments in 1977
24 and 1990, it has become increasingly
25 difficult to bring existing coal-burning

1 boilers into compliance with these
2 standards. I couldn't have said it any
3 better, there is a crusade against
4 coal.

5 Many of the boilers in our area
6 have had to shut down operation due to
7 the increase costs of compliance. These
8 are decisions that the utilities have
9 had to make in their systems.
10 Unfortunately, our area of northeast
11 Ohio has been negatively effected by
12 these shutdowns, causing loss of jobs to
13 the area. Boilermakers have had to seek
14 work out of our jurisdiction and other
15 states. So as far as you can see, that
16 not only are the lives of the plant
17 people who work at the facility unsafe,
18 but also others, such as boilermakers,
19 other craft trades, tooling, machinery
20 and other suppliers are also affected by
21 loss of jobs which affect the economy
22 and the area.

23 Hundreds of construction workers
24 have benefited from the employment
25 opportunities afforded the area by

1 virtue of the plant being located here.

2 In closure, deactivation would cut
3 deep in the fabric of this community. I
4 am grateful for this proposal and the
5 opportunity to speak, as it has the
6 potential to instill much needed
7 longevity in this plant.

8 If the plant is forced to close
9 its doors completely and unable to
10 operate, then the loss of tax dollars to
11 the area would also enter into the mix.

12 As stated by NRG in its
13 application, the project will bring
14 environmental, economic, employment and
15 electrical supply reliability benefits
16 to the State of Ohio. The project will
17 contribute significantly to the local
18 economy through jobs and taxes. NRG
19 Ohio Pipeline anticipates hiring local
20 construction workers with a requisite
21 experience for the installation of the
22 proposed pipeline where possible.
23 Revenues from construction employment,
24 as well as local expenditures by both
25 the construction companies for

1 construction materials and nonlocal
2 construction workers for temporary
3 housing, food and entertainment will
4 benefit the local economy. To me it's
5 simple, if this proposal results in
6 dozens of job opportunities for our
7 members and others, longevity for this
8 key power producing facility, increased
9 promotion of economic industrial growth,
10 supply stabilization, then the proposal
11 is a winner across the board.

12 I strongly urge you to closely
13 consider -- close consideration on all
14 that you have heard today and approve
15 the proposal from NRG Ohio Pipeline
16 Company. Thank you.

17 HEARING OFFICER: Any questions?

18 MR. O'BRIEN: No questions, Your
19 Honor.

20 HEARING OFFICER: Thank you very
21 much.

22 - - - - -

23 SCOTT HOEIRLE,

24 After having been first duly sworn, as
25 hereinafter certified, was examined and testified

1 as follows:

2 HEARING OFFICER: Before we get
3 started, are you an employee of the
4 generating station or the pipeline
5 company.

6 MR. HOEIRLE: No. I am not.

7 HEARING OFFICER: Very good. State
8 your name and address.

9 MR. HOEIRLE: Scott Hoeirle. 1971
10 Sexton Road, Austinburg, Ohio. That's
11 out in Ashtabula County. So I do travel
12 quite a ways to come to this plant to
13 work. And I want to reiterate what the
14 boilermaker said, the peripheral jobs
15 that you're going TO lose, if this does
16 not go through, is going to be
17 substantial. Not only the people in
18 this plant themselves, but -- like, I
19 stay out here at least two nights a
20 week. So I'm paying for hotels. I'm
21 going to your restaurants. Stopping t
22 buy gas here. So when you start losing
23 that base of the people that actually
24 support the plant, then it's not only
25 the people that work at the plant that

1 are going to lose. It's all that
2 peripheral business that's you're going
3 to have a problem with. So yeah, I
4 think you ought to do the pipeline,
5 personally. Thank you.

6 HEARING OFFICER: Questions?

7 MR. O'BRIEN: Yes, Your Honor.
8 Mr. Hoeirle, what do you do at the
9 plant?

10 MR. HOEIRLE: Oh, I'm sorry. I
11 should have said. I'm a pipe fitter
12 with Local 120.

13 MR. O'BRIEN: So a pipe fitter?

14 MR. HOEIRLE: Yes. And I been at
15 that plant for about seven years now.

16 MR. O'BRIEN: Thank you, Your
17 Honor.

18 HEARING OFFICER: All right. Thank
19 you.

20 Our next witness is Mr. Craig?
21 Matt Craig?

22 MR. CRAIG: I'll pass.

23 HEARING OFFICER: Okay. Next we
24 have Chester Kantosky?

25 MR. KANTOSKY: Yeah. I'll pass,

1 Ma'am.

2 HEARING OFFICER: Okay. Dan

3 Rogatto.

4 - - - -

5 DAN ROGATTO,

6 After having been first duly sworn, as
7 hereinafter certified, was examined and testified
8 as follows:

9 HEARING OFFICER: And before we get
10 started, are you an employee of the
11 generating station or the pipeline?

12 MR. ROGATTO: Generating station.

13 HEARING OFFICER: Are you
14 testifying in your official capacity as
15 an employee of the company this evening?

16 MR. ROGATTO: As an employee.

17 HEARING OFFICER: You are
18 testifying as an employee?

19 MR. ROGATTO: Yes.

20 HEARING OFFICER: Then I'm going to
21 have to ask you not to testify this
22 evening. You are a party to the case,
23 and you will have -- the company will
24 have a full opportunity at the
25 evidentiary hearing.

1 MR. ROGATTO: Okay.

2 HEARING OFFICER: All right. At
3 this point, I just want to make a
4 general announcement. For those of you
5 who have a written copy of your
6 statement this evening, if you could
7 please provide a copy of that to the
8 court reporter, that is extremely
9 helpful for her in preparing the
10 transcript of this evening's hearing.

11 Shes's sitting here in the front
12 row in the nice brown jacket. So if you
13 have that, please bring that to her.

14 At this point, I'm going to take a
15 brief break. I do think I have another
16 page of a sign-in sheet, so I'm going to
17 go collect that. I would like anybody
18 in the audience that hasn't yet signed
19 up to testify that wishes to do so to
20 use this opportunity to go sign up now.
21 And one other thing, I need to see Gary
22 and Kathleen Conlyn here please.

23 Off the record for a few minutes.

24 - - - - -

25 (Thereupon, a brief recess was had.)

1 - - - - -

2 HEARING OFFICER: All right. Back
3 on the record. Our next witness is
4 Martha Walter.

5 - - - - -

6 MARTHA WALTER,

7 After having been first duly sworn, as
8 hereinafter certified, was examined and testified
9 as follows:

10 HEARING OFFICER: State your name
11 and address.

12 MS. WALTER: Martha Walter. 12791
13 Indian Hollow Road, Grafton, Ohio.

14 HEARING OFFICER: Okay. Thank
15 you.

16 MS. WALTER: I hear all these
17 things where Avon is supportive of NRG
18 and the employees are supportive of
19 NRG. But if you're a landowner and you
20 feel like you're being raped, which we
21 do, because they're not -- they're
22 actually taking land value from us. And
23 I understand the taxes in Avon. Our
24 taxes in the last four years have almost
25 doubled, not because of NRG. It's the

1 laws and everything. They just did it.
2 So we're pushing close to 10,000 a year
3 now.

4 NRG is coming across our land.
5 They want to pay you per linear foot.
6 They're not -- it's not square footage.
7 It's linear foot. And they're going
8 across our road front property. Road
9 front property is your most expensive
10 property. We already have the
11 utility -- the electric company running
12 through there. That's taken,
13 approximately -- I believe it's 90
14 feet. NRG wants to add -- not in to
15 electric power lines. They butt up
16 against it and come out. Once they do
17 that, that land is totally devalued.
18 You would think that NRG would want to
19 come in and actually pay you for the
20 value of that land. Do you think
21 they've actually offered that? No.
22 They offered you, like, \$10, \$12 a
23 linear foot, when they're devaluing your
24 property 600,000.

25 I go on their website. They have a

1 website there talking about integrity. I
2 saw absolutely -- I'm sorry. I'm
3 nervous. I saw absolutely no integrity
4 throughout the last year. The people
5 they hired to come there, there was no
6 integrity. You would ask them
7 questions. They'd tell you they'd get
8 back to you. They never got back to
9 you. They couldn't answer anything.
10 And, you know, NRG contributes to the
11 schools and everything. Every time I
12 write check to pay my taxes, I'm
13 contributing to the schools, 911, the
14 college, the NORD Center. We all do
15 that. There is nothing exceptionable
16 about that, really.

17 So I don't know what to tell you.
18 Some of the land owners are comfortable
19 with it. Their house is already built.
20 It's in the back part of their
21 property. They're making money. That's
22 not the case in our situation. We are
23 losing a large sum of money. NRG -- and
24 we had to hire an attorney -- there's
25 another thing. We hired an attorney

1 which cost us more money. We never
2 asked NRG to come on our property. And
3 we don't get a choice. So we're
4 literally being raped. But everybody
5 wants to think that's good. It's not
6 good.

7 Thank you. That's all I have to
8 say.

9 HEARING OFFICER: Thank you. Any
10 questions?

11 MR. O'BRIEN: Miss Walter, I just
12 have to ask you a question for
13 clarification. Have you retained an
14 attorney to represent you in this case?

15 MS. WALTER: Yes, we have. We
16 didn't have a choice.

17 MR. O'BRIEN: Okay. Thank you,
18 Your Honor.

19 HEARING OFFICER: The next witness
20 is the Honorable Bryan Jensen.

21 MR. JENSEN: I don't know if I want
22 to follow after that.

23 - - - - -

24 BRYAN JENSEN,

25 After having been first duly sworn, as

1 hereinafter certified, was examined and testified
2 as follows:

3 HEARING OFFICER: Please state your
4 name and address.

5 MR. JENSEN: Bryan Jensen, Mayor of
6 the City of Avon, 2542 North Long Road.
7 Just as a disclaimer, in terms of mayors
8 of Avon and then also Avon Lake, that
9 sometimes I don't even like Mayor
10 Zilka. So I'm not here on behalf of the
11 City of Avon Lake, but I'm on behalf of
12 the residents of Avon, the residents of
13 Avon Lake, and also Lorain County.

14 We've gone through and we've seen
15 that with all the different plants, with
16 gas and with coal, trying to stop that.
17 And I can tell you the truth, the
18 residents of Avon that we've talked to
19 and I've talked to have never said
20 anything bad about NRG. You know, the
21 thing that they are asking for is just
22 fair value for their land. But in terms
23 of what Avon residents have given up is,
24 every time there is an opportunity to
25 help, they step up. And the residents

1 of the back property, there is a forest
2 sewer line that goes along the back of
3 the property, the natural gas line will
4 go back behind that piece of property
5 that they've already given up pieces of.
6 So our residents, I can honestly tell
7 you, are in support of what this will do
8 for Avon Lake if it benefits them. I'm
9 in support of the pipeline in terms of
10 what it's going to do, for the plant
11 itself and what it will do for helping
12 out the residents of Avon Lake and also
13 the grid for the county. The only thing
14 that our residents ask is just fair
15 value for their land. I think that's
16 been stated numerous times. And I think
17 that NRG understands that. I hope they
18 do.

19 We haven't settled, in terms of a
20 dollar figure because, again, we're
21 dealing with Avon property that we need
22 to make sure that we get fair value for
23 those tax payers, that we have the money
24 for it.

25 But I can tell you through the

1 workings of NRG, I have not had any
2 issues at all with them. We've had a
3 great working relationship back and
4 forth. And I really want, with the
5 support of the community on this, is to
6 support what value this brings. And I
7 know that we've heard different rumors
8 about the natural gas, saying that it
9 can only be used for one thing. You
10 know, I would like to look at the Board
11 and say, at some point if that natural
12 gas can be used to support the area. I
13 know as a greenhouse owner, the Lorain
14 County area and parts of it are -- we're
15 kind of what's called a restricted use
16 in terms of natural gas. I think there
17 is opportunity, if there is a lull in
18 the natural gas in terms of what the
19 power plant uses, because I heard it's
20 just for emergency -- or for -- the
21 natural gas can be spread around the
22 area and able to get more gas to the
23 area than what we can afford. But, you
24 know, again, I -- I feel bad. And, you
25 know, if they treated you that way, I

1 know that they have not treated the
2 community of Avon that way. And, again,
3 from our standpoint, we want to do
4 what's right for -- for the surrounding
5 communities. Lorain County has been our
6 home for forever. And we want to see it
7 that way. And if this can benefit the
8 Avon Lake Plant, you know, Avon is 100
9 percent supportive of it. We still want
10 to beat Avon Lake next year in football,
11 but I can tell you that we have always
12 said, "hey, we want to do what's
13 right." Just asking for fair value for
14 those residents' land. Thank you.

15 HEARING OFFICER: Questions,
16 Mr. O'Brien?

17 MR. O'BRIEN: No questions, Your Honor.

18 HEARING OFFICER: Thank you very
19 much.

20 Our next witness is Charles
21 Froehlich.

22 - - - - -

23 CHARLES FROEHLICH,

24 After having been first duly sworn, as
25 hereinafter certified, was examined and testified

1 as follows:

2 HEARING OFFICER: Please state your
3 name and address.

4 MR. FROEHLICH: Charles Froehlich.
5 387 Sycamore Circle, Avon Lake, Ohio.

6 And I don't work for NRG. I actually
7 work for a ceramic company that operates
8 in Strongsville. I'm a plant manager
9 there. And I would like to comment.

10 I believe NRG is important for the
11 area. Our electrical rates are going
12 through the roof. And just by keeping
13 this plant open is going to help
14 suppress the electrical rates and what's
15 going on. As more and more coal plants
16 shut down, our electrical costs are
17 going up and up, and that's going to
18 hurt jobs in Ohio.

19 Second point is, I am the president
20 of the Avon Lake City School Board. And
21 as looking at NRG, I would like to ask
22 NRG to slow down a little bit their
23 request for tax reduction. If they are
24 going to keep this plant open and it's
25 going to be a viable plant, it should

1 have a value. And they've gone to both
2 the Public Utility Commission and to our
3 Real Estate Commission here in Lorain
4 County and asked for property reduction
5 both on the personal property and on the
6 land value. It's going to hurt our
7 schools quite a bit if they're
8 successful in achieving everything that
9 they're asking for.

10 And then, the last item from an
11 overall support, a question to NRG. We
12 heard someone earlier today talk about
13 stabilizing the grid. I'll put my
14 engineering hat on for a minute. I
15 don't understand how a peaker plant,
16 which is what this is supposed to be
17 when it's completed, supports the grid.
18 That's all I have.

19 HEARING OFFICER: Questions,
20 Mr. O'Brien?

21 MR. O'BRIEN: Yes, Your Honor.
22 Mr. Froehlich, what's the basis of your
23 understanding that this is going to be a
24 peaker plant?

25 MR. FROEHLICH: That's what we've

1 been told in public meetings in Avon
2 Lake.

3 MR. O'BRIEN: All right. I just
4 wanted to have that clarification on
5 record. Thank you.

6 MR. FROEHLICH: Documented, I
7 believe, when Marcy Kaptur announced the
8 plant was going to stay open.

9 HEARING OFFICER: Thank you.

10 Mike Foor.

11 - - - - -

12 MIKE FOOR,

13 After having been first duly sworn, as
14 hereinafter certified, was examined and testified
15 as follows:

16 HEARING OFFICER: State your name
17 and address.

18 MR. FOOR: Mike Foor. 3333 Grafton
19 Road, Grafton, Ohio.

20 We negotiated and worked out a deal
21 with NRG. It was very positive on our
22 land. They revised the drawings at
23 least a half dozen times to save a tree
24 that my wife wanted here or there, and
25 they moved it around and re-engineered

1 it to make it work to fit our needs and
2 do as little damage to our property as
3 possible. So, so far I can say it's
4 been a positive experience. Thank you.

5 HEARING OFFICER: Any questions?

6 MR. O'BRIEN: No questions, Your
7 Honor.

8 HEARING OFFICER: Thank you.

9 We have Chauncey Miller.

10 - - - - -

11 CHAUNCEY MILLER,

12 After having been first duly sworn, as
13 hereinafter certified, was examined and testified
14 as follows:

15 HEARING OFFICER: Please state your
16 name and address.

17 MR. MILLER: Chauncey Miller.
18 36480 Kinzel Road, Avon, Ohio. I just
19 want to make a brief statement that I'm
20 all for the environment and the jobs of
21 the people, the employees at the power
22 plant and all the tradesmen. I'm a
23 retired tradesmen myself, but -- for the
24 environment. But I think everybody
25 involved with property should get

1 reasonable compensation for their
2 property. You know, it will be a
3 benefit to everybody if they can make it
4 work. And everybody will gain from it.
5 We do need the power grid. So that's
6 all I have to say.

7 HEARING OFFICER: Questions?

8 MR. O'BRIEN: No questions, Your
9 Honor.

10 HEARING OFFICER: Thank you very
11 much, Mr. Miller.

12 That concludes the witnesses who
13 have signed up to testify. Is there
14 anyone in the audience that has decided
15 they wish to offer testimony? This is
16 your final opportunity. Going once.
17 Going twice. All right. Seeing no one,
18 I thank everyone for coming here this
19 evening. This will conclude this
20 evening's public hearing, and the record
21 will be submitted for the Board's
22 consideration in this case.

23 Staff and I will stick around for a
24 while in case you have questions about
25 the Board process, how to file comments.

1 Thank you. Have a nice evening.

2 - - - - -

3 (Hearing concluded at 7:10 p.m.)

4 - - - - -

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1 The State of Ohio,)
) SS: CERTIFICATE
 2 County of Cuyahoga.)

3 I, Katrina L. Dearborn, Notary Public within
 4 and for the State of Ohio, duly commissioned and
 5 qualified, do hereby certify that the within-
 6 named witnesses were first duly sworn to testify
 7 the truth, the whole truth, and nothing but the
 8 truth in the cause aforesaid; that the testimony
 then given by him/her was by me reduced to
 stenotypy in the presence of said witnesses,
 afterwards transcribed on a computer, and that
 the foregoing is a true and correct transcript of
 the testimony so given by him/her as aforesaid.

9 I do further certify that this arbitration
 10 was taken at the time and place in the foregoing
 caption specified and was completed without
 adjournment.

11
 12 I do further certify that I am not a
 13 relative, employee of, or attorney for any of the
 14 parties in the above-captioned action; I am not a
 15 relative or employee of an attorney for any of
 16 the parties in the above-captioned action; I am
 not financially interested in the action; I am
 not, nor is the court reporting firm with which I
 am affiliated, under a contract as defined in
 Civil Rule 28(D); nor am I otherwise interested
 in the event of this action.

17 IN WITNESS WHEREOF I have hereunto set my
 18 hand and affixed my seal of office at Cleveland,
 Ohio on this 13th day of April, 2015.

19

20

21



22

23 Katrina L. Dearborn, Notary Public
 24 In and for the State of Ohio.
 25 my commission expires 11-02-15.

24

25

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in

Case No(s). 14-1717-GA-BLN

Summary: Testimony Transcript of the hearing held in Elyria, Ohio on April 8, 2015
electronically filed by Ms. Katrina Dearborn on behalf of Dearborn Reporting Services